



PATENT
Docket No.: 19603/3286 (CRF D-2062B)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Kim et al.

Serial No. : 09/596,958

Cnfrm. No. : 5427

Filed : June 20, 2000

For : HYPERSENSITIVE RESPONSE ELICITOR
FROM *ERWINIA AMYLOVORA* AND ITS
USE

COPY OF PAPERS
ORIGINALLY FILED

Examiner:
A. Kubelik

Art Unit:
1638

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DECLARATION OF STEVEN V. BEER UNDER 37 C.F.R. § 1.132

I, STEVEN V. BEER, pursuant to 37 CFR § 1.132, declare:

1. I am a co-inventor for the above-identified patent application. The other co-inventor is Jihyun F. Kim.

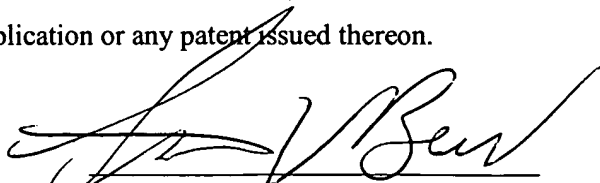
2. Dr. Kim and I are co-authors with Cathy H. Zumoff on the publication entitled: "HrpW, A New Harpin of *Erwinia amylovora*, is a Member of a Family of Pectate Lyases," Phytopathol. 87:S52 (1997).

3. The invention described and claimed in the above-identified application was conceived solely by us. In making our invention, experiments were conducted by us or under our direction.

4. With respect to the contributions made by Ms. Zumoff to the Kim publication cited in paragraph 2 above, she was a technician in my laboratory who carried out experiments under either my direction or Dr. Kim's direction. Ms. Zumoff did not provide any contribution to the conception of the invention as described and claimed in the above-identified application.

5. I hereby declare that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that any such willful false statements may jeopardize the validity of the application or any patent issued thereon.

March 19, 2002


Steven V. Beer